

IN THE UNITED STATES RECEIVING OFFICE

Applicant : Kenichiro Kosai et al.  
Serial No. : 10/567,010  
Filed : January 31, 2006  
Title : METHOD OF PREPARING A PROLIFERATION-REGULATED  
RECOMBINANT ADENOVIRAL VECTOR EFFICIENTLY AND KIT FOR  
PREPARING THE SAME

**MAIL STOP PCT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**

In response to the Notification of Missing Requirements mailed July 24, 2006 (copy enclosed), Applicants as a small entity submit herewith the following:

- ☒ Payment of the surcharge of \$65 for late filing of declaration.
- ☒ A check in the total amount of \$65 is attached.
- ☒ A Combined Declaration and Power of Attorney in compliance with 37 CFR § 1.63.

It is understood that this perfects the application and no additional papers or filing fees are required. Please apply any other charges or credits to Deposit Account No. 06-1050.

08/14/2006 HKAYPAGH 00000098 10567010


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65.00 DP

Date: \_\_\_\_\_

8-9-06

Respectfully submitted,

  
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21392889.doc

CERTIFICATE OF MAILING BY EXPRESS MAIL

Express Mail Label No. EV366533462US

August 9, 2006

Date of Deposit



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address COMMISSIONER FOR PATENTS  
 PO Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/567,010	Kenichiro Kosai	20381002US1

26161  
 FISH & RICHARDSON PC  
 P.O. BOX 1022  
 MINNEAPOLIS, MN 55440-1022

INTERNATIONAL APPLICATION NO.	
PCT/JP04/10998	
I.A. FILING DATE	PRIORITY DATE
07/26/2004	07/31/2003

CONFIRMATION NO. 9188  
 371 FORMALITIES LETTER

\*OC000000019715763\*

Date Mailed: 07/24/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 01/31/2006
- English Translation of the IA filed on 01/31/2006
- Copy of the International Search Report filed on 01/31/2006
- Preliminary Amendments filed on 01/31/2006
- Information Disclosure Statements filed on 01/31/2006
- Biochemical Sequence Diskette filed on 01/31/2006
- Biochemical Sequence Listing filed on 01/31/2006
- Copy of references cited in ISR filed on 01/31/2006
- U.S. Basic National Fees filed on 01/31/2006
- Priority Documents filed on 01/31/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

MAMIE P PERSON

Telephone: (703) 308-9140 EXT 227

PART 1 - ATTORNEY/APPLICANT COPY

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10/567,010	PCT/JP04/10998	20381002US1